

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

Lde 707

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
J.C. Nicholson, Jr., Circuit Court Judge

Case No. 2009-CP-10-2433
Appellate Case No. 2012-210729

Floyd E. Jernigan..... Respondent,

v.

Suzanne Boone Katz and Bank of America, N.A..... Defendants,

Of Whom Suzanne Boone Katz is..... Respondent,

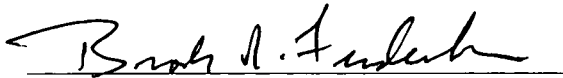
And Bank of America, N.A. is Appellant.

**MOTION TO EXTEND TIME TO FILE
INITIAL BRIEF**

Respondent Floyd E. Jernigan respectfully moves for a 30-day extension of time to file his initial brief. This is Respondent's third motion to extend time, and is due to Counsel's other deadlines and responsibilities, and the holiday season.

I have communicated with counsel for the Appellant, who states that he has no objection.

12/22/12



Brooks R. Fudenberg
SC Bar No. 72019
LAW OFFICE OF BROOKS R. FUDENBERG
1004 Anna Knapp Blvd.
Second Floor
Mount Pleasant, SC 29464
Tel: (843) 416-2558
BRF@Fudenberglaw.com
eFax: (910) 401-1242

Attorney for Respondent Floyd E. Jernigan

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SC Court of Appeals

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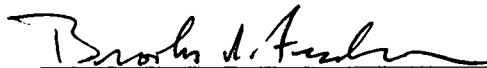
PROOF OF SERVICE

I certify that I have today served all counsel in this action with a copy of the foregoing
Motion to Extend Time by mailing a copy of each, postage pre-paid, to the following addresses:

Bryson M. Geer, Esq.
Merritt G. Abney, Esq.
NELSON MULLINS RILEY & SCARBOROUGH, LLP
151 Meeting Street I Sixth Floor
Charleston, SC 29401-2239

Aaron E. Edwards, Esq.
Lawrence E. Richter, Jr., Esq.
The Richter Law Firm
622 Johnnie Dodds Boulevard
Mt. Pleasant, SC 29464

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Brooks R. Fudenberg

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LAW OFFICE OF BROOKS R. FUDENBERG

1004 Anna Knapp Blvd., Suite 3
Mt Pleasant, SC 29464
Tel. (843) 416-2558
BRF@FudenbergLaw.com

December 22, 2012

Honorable Jenny Abbot Kitchings
Clerk of South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

RE: Floyd E. Jernigan v. Suzanne Boone Katz and Bank of America, N.A.
Case No.: 2009-CP-10-2433
Appellate Case No. 2012-210729

Dear Ms. Kitchings,

Enclosed please find an original for filing and seven (7) copies of a Motion for Extension of Time in this matter. Also enclosed are an original and two (2) copies of a proof of service regarding same.

Kindly return a clocked copy of each to us in the enclosed envelope.

Also enclosed is my firm check in the amount of \$25.00 as the filing fee.

Thank you.

Yours very truly,



Brooks R. Fudenberg

cc: Bryson M. Geer, Esq.
Merritt G. Abney, Esq.
Aaron E. Edwards, Esq.
Lawrence E. Richter, Jr., Esq.
Geoffrey H. Waggoner, Esq.

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